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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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11 **ALOYSIUS L. RHODES,**

12 Plaintiff,

13 v.

14 **MARK HEADRICK,**

15 Defendant.

Case No.: CV 07-03754-CW

**[PROPOSED] ORDER GRANTING
MOTION TO DISMISS**

16
17 Defendant Mark Headrick's motion to dismiss pursuant to Rule 12(b)(6) of the Federal
18 Rules of Civil Procedure was considered by the Court. Good cause appearing,

19 IT IS ORDERED that Defendant's motion to dismiss is GRANTED. Plaintiff's
20 complaint, brought pursuant to 42 U.S.C. section 1983, is barred by the statute of limitations.
21 The complaint is hereby DISMISSED with prejudice.

22 IT IS SO ORDERED.

23
24 Dated: _____

25 _____
UNITED STATES DISTRICT JUDGE